

LEGISLATIVE BILL 305

Approved by the Governor May 11, 2011

Introduced by Larson, 40; Avery, 28; Brasch, 16; Carlson, 38; Christensen, 44; Dubas, 34; Hansen, 42; Louden, 49; Schilz, 47; Schumacher, 22; Wallman, 30; Bloomfield, 17.

FOR AN ACT relating to agriculture; to amend section 54-857, Reissue Revised Statutes of Nebraska; to change permitted uses of the Commercial Feed Administration Cash Fund; to require the Director of Agriculture to report regarding implementation of a state program of meat and poultry inspection; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 54-857, Reissue Revised Statutes of Nebraska, is amended to read:

54-857 All money received pursuant to the Commercial Feed Act shall be remitted by the director to the State Treasurer for credit to the Commercial Feed Administration Cash Fund which is hereby created. Such fund shall be used by the department to aid in defraying the expenses of administering the act, except that transfers to aid in defraying the expenses related to a cooperative agreement with the United States Department of Agriculture Market News reporting program, and to provide resources to conduct the investigation and feasibility study for implementing a state meat and poultry inspection program as identified in section 2 of this act. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Commercial Feed Administration Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

Sec. 2. On or before November 15, 2011, the Director of Agriculture shall provide a report to the Legislature which enumerates and describes any actions necessary to implement a state program of meat and poultry inspection at establishments which process meat, poultry, or meat and poultry products for human consumption that qualifies as a cooperative state inspection program under the Federal Meat Inspection Act, 21 U.S.C. 661, and the Poultry Products Inspection Act, 21 U.S.C. 454. The report shall identify necessary revisions of the Nebraska Meat and Poultry Inspection Law, other revisions to statutory authority of the Department of Agriculture, and any rules and regulations promulgated thereto in order to effect the purposes of this section. The report shall include a detailed description of anticipated resources required to develop and maintain such program of meat and poultry inspection. The report shall recommend a fee schedule that ensures revenue produced from the licensure and inspection of establishments which process meat, poultry, or meat and poultry products for human consumption sufficient to fund the state program of meat and poultry inspection, including the implementation of a fee-for-service system in conducting inspections.

Sec. 3. Original section 54-857, Reissue Revised Statutes of Nebraska, is repealed.